UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

| JEFFREY O'QUINN, |) | |
|----------------------|---|---------------------------|
| Plaintiff, |) | |
| vs. |) | Case No. 4:09-CV-1845 FRB |
| TOM SLEMMER, et al., |) | |
| Defendants. |) | |

ORDER OF DISMISSAL PURSUANT TO FED. R. CIV. P. 41(b)

IT IS HEREBY ORDERED that plaintiff's complaint is **DISMISSED** without prejudice for failure to comply with this Court's order of December 3, 2009 [Doc. #6].

IT IS HEREBY CERTIFIED that an appeal from this dismissal would not be taken in good faith. See 28 U.S.C. § 1915 (a)(3).

Dated this 4th day of January, 2010.

/s/ Jean C. Hamilton
UNITED STATES DISTRICT JUDGE